

United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

1.

	APPLICATION NO.	FI	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
	10/039,713	9,713 10/29/2001		Johannes J. Mons	PHN 16-657A	5400
	24737	7590	12/29/2005		EXAMINER	
	PHILIPS INTELLECTUAL PROPERTY & STANDARDS P.O. BOX 3001				DINH, TAN X	
	BRIARCLIFF MANOR, NY 10510				ART UNIT	PAPER NUMBER
				2653	*	

DATE MAILED: 12/29/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)
	10/039,713	MONS, JOHANNES J.
Office Action Summary	Examiner	Art Unit
	TAN X. DINH	2653
The MAILING DATE of this communication a Period for Reply	ppears on the cover sheet with the	correspondence address
A SHORTENED STATUTORY PERIOD FOR REP WHICHEVER IS LONGER, FROM THE MAILING - Extensions of time may be available under the provisions of 37 CFR after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory perions after the reply within the set or extended period for reply will, by state Any reply received by the Office later than three months after the main earned patent term adjustment. See 37 CFR 1.704(b).	DATE OF THIS COMMUNICATION 1.136(a). In no event, however, may a reply be to will apply and will expire SIX (6) MONTHS from the cause the application to become ABANDON	N. imely filed not this communication. ED (35 U.S.C. § 133).
Status		
1)⊠ Responsive to communication(s) filed on 17 2a)□ This action is FINAL. 2b)□ The 3)⊠ Since this application is in condition for allow closed in accordance with the practice under	nis action is non-final. vance except for formal matters, pr	
Disposition of Claims		•
4) ☐ Claim(s) is/are pending in the applica 4a) Of the above claim(s) is/are withdr 5) ☒ Claim(s) 31-95 is/are allowed. 6) ☐ Claim(s) is/are rejected. 7) ☐ Claim(s) is/are objected to. 8) ☐ Claim(s) are subject to restriction and	rawn from consideration.	
Application Papers		
9) The specification is objected to by the Examination The drawing(s) filed on is/are: a) and a constant may not request that any objection to the Replacement drawing sheet(s) including the correction. 11) The oath or declaration is objected to by the second se	ccepted or b) objected to by the ne drawing(s) be held in abeyance. Seection is required if the drawing(s) is of	ee 37 CFR 1.85(a). bjected to. See 37 CFR 1.121(d).
Priority under 35 U.S.C. § 119		
a) Acknowledgment is made of a claim for foreign a) All b) Some * c) None of: 1. Certified copies of the priority docume 2. Certified copies of the priority docume 3. Copies of the certified copies of the priority docume application from the International Bure * See the attached detailed Office action for a lie	nts have been received. nts have been received in Applica iority documents have been receive eau (PCT Rule 17.2(a)).	tion No. <u>09/355,379</u> . ved in this National Stage
Attachment(s) 1) \(\sum \) Notice of References Cited (PTO-892) 2) \(\sum \) Notice of Draftsperson's Patent Drawing Review (PTO-948)	4) 🔲 Interview Summar Paper No(s)/Mail D	
Notice of Dransperson's Patent Drawing Review (P10-945) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/0 Paper No(s)/Mail Date		Patent Application (PTO-152)

Application/Control Number: 10/039,713

Art Unit: 2653

1) The amendment filed 10/17/2005 is acknowledged. Claims 1-30 have been canceled.

Page 2

- 2) This application is in condition for allowance except for the following formal matters:
- a) The specification, page 2 contains the phrase "according to the characterizing part of <u>claim 1</u>", which is incorrect. There is no claim 1 in this instant application.
- b) A substitute specification excluding the claims is required pursuant to 37 CFR 1.125(a) because the changes made to the specification could creates a lot of confusing and/or errors if the application become a patent.

A substitute specification must not contain new matter. The substitute specification must be submitted with <u>markings</u> showing all the changes relative to the immediate prior version of the specification of record.

The text of any <u>added</u> subject matter must be shown by <u>underlining</u> the added text. The text of any <u>deleted</u> matter must be shown by <u>strike-through</u> except that double brackets placed before and after the deleted characters may be used to show deletion of five or fewer consecutive characters. The text of any deleted

Application/Control Number: 10/039,713

Art Unit: 2653

subject matter must be shown by being placed within double brackets if strike-through cannot be easily perceived.

Page 3

An accompanying <u>clean version</u> (without markings) and a <u>statement that the substitute specification contains no new matter must also be supplied. Numbering the paragraphs of the specification of record is not considered a change that must be shown.</u>

Prosecution on the merits is closed in accordance with the practice under *Ex Parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

A shortened statutory period for reply to this action is set to expire TWO MONTHS from the mailing date of this letter.

3) Any inquiry concerning this communication or earlier communications from the examiner should be directed to TAN XUAN DINH whose telephone number is (571)272-7586. The examiner can normally be reached on MONDAY-FRIDAY from 8:00AM to 5:00PM.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more

Art Unit: 2653

information about the PAIR system, see http://pair-direct.uspto.gov./
Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

TAN DINH PRIMARY EXAMINER

December 22, 2005